

When it comes to persuasive powers, truths simply said 'outmatch the wiles of cleverness.—Mahn Messenger.

THE SALT LAKE HERALD.

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Weather for Friday.

The Metals.
Silver, 51c per ounce.
Copper (cathodes), 13 1/2-14c per pound.
Lead, 44.55 per 100 pounds.

THAW INSANE AND WILL NOT BE RELEASED

Lengthy Opinion by Justice Mills in Which All the Facts Were Reviewed.

PRISONER NOT CAST DOWN BY HIS DEFEAT

YOUNG WIFE REFUSES TO DECLARE HER PLANS REGARDING DIVORCE UPON ADVICE.

New York, Aug. 12.—Mrs. Evelyn Thaw said today that she would make no statement with regard to possible divorce proceedings against Harry K. Thaw until she had conferred with her counsel.

White Plains, N. Y., Aug. 12.—The state of New York won a complete victory over Harry K. Thaw today, when Justice Isaac N. Mills decided that the slayer of Stanford White was still insane and sent him back to the asylum for the criminal insane at Matteawan.

Defeated at All Points.
Not one of the many contentions made by Thaw during the three weeks of his recent hearing was sustained. He is, however, somewhat better off than before he brought the present suit, because Justice Mills in his decision suggests—and the suggestion amounts practically to orders—that Thaw be restored to the privileges he enjoyed during the first three months of his stay there, and that his mother be allowed all the possible privileges and treated with every consideration when she calls to see him.

Thaw will remain in the jail at least until tomorrow, when his attorney will be given a chance to make any formal motions before Justice Mills at his chambers in Mont Vernon, N. Y.

The prisoner took the decision coolly. His only statement was a denial of the assertion, in the court's opinion, that he still cherished the same delusions that drove him to shoot White.

Writ Dismissed.
In formal language Justice Mills' decision dismissed the writ of habeas corpus under which Thaw applied for his liberty, and "remanded him to the custody of the defendant"—Dr. Robert E. Lamb, superintendent of Matteawan state hospital.

In concluding that Thaw is now insane, the court gives first importance to his family and childhood history. His determination that the prisoner has not yet recovered is based principally on the opinion of Dr. Amos Baker, assistant superintendent of Matteawan asylum.

"All such authorities," says Justice Mills, "are public officers, with no conceivable motive except to do their duty."

The court says it was more convinced by the testimony of the alienists called for the state than by that of the prisoner's experts. Regarding Dr. Britton D. Evans, he says:

"He experienced great difficulty in reconciling his present opinion with his previous attitude in connection with the homicide trials, and to my mind did not entirely succeed in so doing."

Thaw Made Bad Impression.
Thaw evidently made a bad impression on the judge by his actions both on and off the witness stand.

The opinion calls particular attention to Thaw's facial appearance, especially during the last afternoon of the testimony, when for twenty minutes he spoke in justification of "his extravagant belief as to White's conduct with a certain woman."

The Mother Pitied.
An unusual paragraph in Justice Mills' opinion is devoted to Mrs. Mary Copley Thaw, the prisoner's mother. The court says:

"While paying this regard to Dr. Baker the court is by no means satisfied with the treatment which Thaw has received at Matteawan since his return there in October last. After his unsuccessful attempts in the courts to obtain his freedom, no one could help being greatly moved by the manifestly unfeigned distress of the mother when, as a witness, she narrated that treatment, telling how, after his return to the institution, he was refused his former comforts furnished."

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OUTBURST MET WITH SHOUTS OF APPROVAL

Idaho Settler Said Things Might Happen to Spokane in the Future.

WASHINGTON POWER COMPANY DENOUNCED

DR. PARDEE TOOK ANOTHER FALL OUT OF BALLINGER AT THE CONVENTION.

Spokane, Wash., Aug. 12.—John Wilson, former United States senator from Washington, and John Farson, millionaire banker of Chicago, today came to the defense of Secretary of the Interior Ballinger before the National Irrigation congress, and succeeded in keeping the so-called "Ballinger-Pinchot feud" in the public eye.

Discussion about the hotels last night seemed to indicate that both sides of the reclamation controversy were content to let matters rest, notwithstanding the rumors that the Ballinger supporters intended to make a detailed reply to the charges offered by former Governor George C. Pardee of California.

The forepart of today's session did not offer, seemingly, the proper opening for a continuation of the trouble until Dr. Pardee rose to question a statement made by the speaker. Dr. Pardee warned to his subject to such an extent that soon he had brought in his charges against Secretary Ballinger and again accused that official of initiating the opening for entry of valuable water power sites.

Specific Charges Demanded.
This brought Mr. Farson to his feet, asking Dr. Pardee if he meant to insinuate that the secretary was dishonest. With Dr. Pardee's reply that he meant no such accusation, the incident was dropped, only, however, after several other Ballinger supporters had taken occasion to demand specific charges of the Californian.

The afternoon session was hardly under way when W. W. Ferrell of Ferrell, Ida., took the floor, and during the time allowed for discussion attacked severely the Washington Power company, the concern which supplies power to the city of Spokane. At the expiration of his five-minute time allowance there were cries from all parts of the building for Mr. Ferrell to "Go on."

A vote was taken and finally the Idaho man was allowed to proceed, which he did after a rough-and-ready fashion that brought repeated cheers.

What May Happen.
"I have been a settler in Idaho for twenty-five years," he shouted, "and there are many who have lived there with me during that time. They have worked hard to make homes. And now, after a quarter of a century, the Washington Power company, one of the many which threaten our very lives, has dammed up our valley, overflowed our lands, drowned out our crops, and many are about to lose their very means of livelihood. I'm not an anarchist, and I want to see the law obeyed, but I want to say that there are men in my town who will smash that dam with dynamite and send a forty-foot wall of water down this valley, and what will happen to Spokane, and what will happen to the people who make the Johnstown flood look like a common shedding of tears if something is not done."

The old man trembled with excitement as he spoke, and cheers and cries of "Good" followed his outburst. The chairman's gavel stopped him.

Defense of Ballinger.
Former Senator Wilson of Washington was seemingly in a less bellicose mood. He started reading from a typewritten manuscript, but it became evident as he proceeded that he had something on his mind aside from typewritten paper. Suddenly he flung aside the notes on irrigation, peaceful homes and deserts that blossom as the rose.

"There may be those that who do wrong in this land," he shouted, "there may be water power companies that disobey the law. But I want to say here that I stand for Richard A. Ballinger, and I shall hear no man say he is dishonest."

"I, too, am an early settler. I have seen suffering, toil, peace and happiness suffering, toil, peace and happiness."

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AFTER THE PARADE.



The Boy—"Gee, When I Get Big, I'm Going to Be a G. A. R. Man."

NEGRO WORKMAN KILLS STRIKER

Another Tragedy in Pennsylvania—Sheriff Refuses to Continue Evictions.

Pittsburgh, Aug. 12.—The sheriff of Allegheny county late today flatly refused to continue the work of evicting the strikers and the families of the strikers in houses owned by the Pressed Air company.

More rioting during which a foreigner was killed, caused intense excitement in the Schenckville strike zone. "Major" Smith, a non-union negro workman, killed Steven Horvat, one of the strikers. Smith, it is said, was attacked by several foreigners, and declares that he shot in self-defense.

Mr. Birney, counsel for Lieutenant Adams, cross-examined the witness and had him take a position on the counsel table similar to that occupied by Lieutenant Sutton on the ground when the fatal shot was fired and repeat with a service revolver a demonstration the witness gave yesterday of the difficulty of firing under the circumstances.

Dr. Shafer again declared that with a service revolver and under the conditions, Lieutenant Sutton could not have shot himself.

SALT LAKE LOSES.

Minneapolis Chosen as Convention City by the Printers.

St. Joseph, Mo., Aug. 12.—Minneapolis was selected over Atlanta and Salt Lake City by the International Typographical union convention today as its meeting place next year.

Almost the entire day was taken up by a fight over the Los Angeles situation, where the local union asked the removal of W. E. McLernon and Arthur May as I. T. U. representatives in Los Angeles.

This is another chapter of the bitter fight between the typographical union and the Los Angeles Times of twenty years' standing. The local union asks that the matter be placed entirely in the hands of local union No. 14.

REPLY UNSATISFACTORY.

Constantinople, Aug. 12.—The porte has decided to address a more energetic note to Greece in which it will be stated that Greece's reply to the Turkish note concerning Crete is unsatisfactory.

TESTIMONY ALL TAKEN AT LAST

Government Will Present No Argument in the Sutton Case.

Annapolis, Md., Aug. 12.—The court of inquiry investigating the death of Lieutenant James N. Sutton, Jr., entered today upon what was expected to be the final day of presentation of testimony.

Dr. Edward M. Schaefer of Washington, called as an expert on gunshot wounds, resumed the stand.

Mr. Birney, counsel for Lieutenant Adams, cross-examined the witness and had him take a position on the counsel table similar to that occupied by Lieutenant Sutton on the ground when the fatal shot was fired and repeat with a service revolver a demonstration the witness gave yesterday of the difficulty of firing under the circumstances.

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COULD NOT BE SHAKEN.

Mr. Birney repeatedly endeavored to make the witness say the bullet might have inflicted the scalp wound and then "tipped up" and finished its course through the skull. Dr. Schaefer said it would be most unlikely. Mr. Birney then directed his efforts to the discrediting of the witness as an expert on wounds from bullets.

Lieutenant Adams again pantomimed the shooting of Lieutenant Sutton, the scene being re-enacted on the floor of the court room, with Lieutenants Ulfley and Osterman and Sergeant Dehart placed themselves upon him. Lieutenant Adams pulled the trigger of a service revolver, but Dr. Schaefer declared he could not thus have inflicted a wound duplicating the one which killed Sutton. This closed the testimony.

NO GOVERNMENT ARGUMENT.

Thereupon Major Leonard stated that the government had no argument to present. He outlined the efforts of the government to lay before the court every shred of testimony touching the case. This having been done, he said he would not offer any argument unless compelled by something that might be said by the attorneys or other parties to the investigation.

Adjournment was taken until tomorrow at the request of Mr. Davis.

WU TING FANG ORDERED HOME

Chinese Minister to the United States Recalled by Peking Government.

Washington, Aug. 12.—The Chinese minister, Wu Ting Fang, has been recalled from Washington and ordered to Peking for further assignment. His successor will be Chang Yin Tang, formerly charge d'affaires at Madrid and now deputy vice minister of foreign affairs.

Mr. Wu is now in Peru, to which country he has been credited along with the United States.

Announcement of the recall of Minister Wu came in a cablegram to the Chinese legation. The recall surprised government circles here. Mr. Wu has been the accredited representative of China in the American continents since March, 1905, and during that time has done much toward adding to the reputation he established among the people generally during his first term as minister to America in 1897-98 of being one of the most popular diplomats who ever came to Washington.

His sympathies with the United States during the Boxer trouble led to his first recall. It was reported then that he was to be recalled, but this government promptly intimated that such a course would be offensive to the United States.

CHANGE OF RULERS.

Eldorado Villazon Sworn in as President of Bolivia.

La Paz, Bolivia, Aug. 12.—Eldorado Villazon was inaugurated as president of Bolivia today in succession to Ismael Montt.

Owing to the fact that Villazon is believed to favor Argentina's award against Bolivia in the boundary dispute between Bolivia and Peru, it was expected that disorders would ensue. There has been no trouble, however.

The lower classes strongly opposed General Manuel Jose Pando, newly appointed minister of foreign affairs, because he favors accepting the Argentine award.

W. R. C. CONFERS FIRST HONOR ON IOWA WOMAN

Mrs. Jennie I. Berry of Cedar Rapids Elected President by Decisive Vote.

SALT LAKE CORPS ARE ARRAYED IN CONFLICT

DISSENSION MAY DEPRIVE THIS CITY OF EXPECTED OFFICIAL HONOR.

Mrs. Jennie I. Berry of Cedar Rapids, Iowa, was yesterday chosen president of the National Woman's Relief Corps. She was elected by an overwhelming majority over Mrs. Belle C. Harris of Topeka at the convention of the organization held yesterday afternoon at the First Presbyterian church. The vote was not announced, but it is understood that it was decisive.

Mrs. Berry was nominated by the president of the W. R. C. for the department of Iowa. In urging Mrs. Berry's candidacy she spoke of her years of service in the state and national organizations. Mrs. Berry has served in the past as national inspector general of the W. R. C. and is at present chief of staff for Mrs. Mary S. Gilman, the present president.

The name of Mrs. Belle C. Harris was presented by Mrs. Deputy, state president of the W. R. C. of Kansas. Mrs. Deputy told of Mrs. Harris' work in the W. R. C. organization and spoke particularly of the number of times she had entertained the veterans with her sweet songs.

As the votes were being counted and it was apparent that Mrs. Berry had received a decisive majority, Mrs. Harris arose and in a neat little speech presented Mrs. Berry as the next president of the W. R. C.

Salt Lake Corps in Row.

The office of national president was the only one filled at yesterday's meeting. The other officers will be chosen today. It had been generally conceded that the members of the Salt Lake W. R. C. would be permitted to pick from among its members the senior vice president of the order. Up to last night the corps in Salt Lake had failed to agree on a candidate for this position. Each one of the two corps has been insisting that this office go to one of its members, and the rivalry has been so intense that it is not unlikely that the office will go to some other state.

Mrs. Mary L. Gilman, the national president, presided at the meetings yesterday. At the forenoon session committee reports were read, considered and adopted without amendment. As the reports of the different staff officers were read the officers were presented to the convention. Fifteen of the seventeen national officers were at the convention. Greetings from the National Association of Army Nurses, the Woman's Citizens' committee of the encampment and the W. R. C. posts of Utah were read.

Preliminary to the election of officers there were several heated discussions by the delegates over parliamentary points. None of these were serious, however, and the resolutions dealing with the expedition of the business of the organization were adopted.

The next session of the W. R. C. convention will begin at 9 o'clock this forenoon at the First Presbyterian church.

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REVOLUTIONS APPEAL TO LEAGUE FOR DEFENSE

San Antonio, Tex., Aug. 12.—The Political Refugees and Defense League, with headquarters at Chicago, was today appealed to in behalf of the two revolutionists, Jose C. Rangel and Thomas Sarabia, arrested here Tuesday by United States marshals. The federal authorities are sorting evidence in the way of arms and ammunition and various papers and documents taken in the raids.

Rangel likely will have a trial on a former charge at Del Rio in October. It is understood that the federal authorities have become active in Los Angeles, El Paso, St. Louis, Kansas City, Chicago and Denver, now believed to be division points of the general revolutionary movement.

CONDITIONS IMPROVED.

Monterey, Aug. 12.—The flood conditions on the National lines is greatly improved and a number of delayed trains reached this city today. Topo Chico bridge was washed out, but this was repaired in a very short time after the rain ceased. No trains were run on the international today.

CANADIAN FLYING MACHINE.

Petawawa Camp, Ont., Aug. 12.—The Baddeck No. 1 aerodrome made a flight of about 100 yards at an elevation of fifteen feet today with Mr. McCurdy at the helm. The machine rose rapidly and smoothly. It came to earth safely and stopped after a short run.

G. A. R. ELECTS S. R. VAN SANT COMMANDER

J. W. Bostaph of Utah Is Given Next Most Important Office.

DR. LEMON OF KANSAS NEW SURGEON GENERAL

FUTILE ATTEMPT TO OVERTHROW CUSTOM OF RECOGNIZING ENTERTAINING STATE.

NEW NATIONAL OFFICERS.
At the business meeting of the national G. A. R. yesterday the following officers were elected for the ensuing year:
Commander-in-chief—Samuel R. Van Sant of Minnesota.
Senior vice commander—J. W. Bostaph of Utah.
Junior vice commander—Alfred B. Beers of Connecticut.
Surgeon general—Dr. W. H. Lemon of Kansas.

While it had not been the intention of the Grand Army to hold any elections of officers until today, a motion at 3 o'clock yesterday afternoon that rolls be called for nominations and that elections immediately follow, as a special order of business, was carried, and the above officers were elected before the meeting adjourned at 6:30 last evening.

The election of Former Governor Samuel R. Van Sant of Minnesota was by an overwhelming majority. In fact the roll was not fully called. Before the end was reached the only other candidate, Judge William A. Ketcham of Indianapolis, Ind., interrupted, received the attention of the chair and gracefully accorded the election to his opponent, amid the resounding cheers of the delegates.

The election of Van Sant was announced by the chair and he was brought to the front by Ketcham, and in a few words thanked the comrades for the honor they had conferred upon him, and promised to give the Grand Army his entire time and attention during his term of office.

During the election of officers the utmost harmony prevailed, except during the nomination for senior vice commander, which office, as is customary with the G. A. R., fell to Utah, the entertaining state.

Tries to Upset Custom.
During the calling of the roll of departments for nomination of George B. Squires of Salt Lake City presented the name of J. W. Bostaph of Ogden as Utah's candidate. Colonel R. B. Beath of Philadelphia, commander of the department of Pennsylvania, made a vigorous protest against the practice of giving the office of senior vice commander to the entertaining state. He claimed it was wrong in principle. He stated that he did not wish to cast any reflections on the capability of the man who had been nominated, but said that he had been against the idea for years, and called attention to the fact that when the encampment had been held in Philadelphia, the department of Pennsylvania, to show their disapproval of the custom, had refused, when the time came, to present a candidate for the office.

James Tanner of Washington praised the war record and the civil career of the candidate named, but supported Colonel Beath's contention that the practice was wrong. He said the department of Utah was small and that the delegates should consider the possibility of this department's candidate having to assume the duties of commander-in-chief. Their arguments, however, seemed not to be popular with the delegates as a whole, as there were no other nominations made. Utah's candidate was therefore declared elected unanimously.

Three candidates were nominated for junior vice commander, Alfred B. Beers of Connecticut, John W. Stebbins of Vermont and William H. Hornaday of Oklahoma, but one ballot gave the office to the Connecticut man by an overwhelming majority.

Dr. William H. Lemon of Kansas had Dr. Granville P. Conn of New Hampshire against him in the race for surgeon general, but he defeated the New

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JAMES CARDINAL GIBBONS.
Notable figure who will preside at dedication of St. Mary's Cathedral.



JOHN J. GLENNON.
Archbishop of St. Louis, who will preach at dedicatory service Sunday morning.

OUT OF JAIL AND IN AGAIN

Young Broker Who Nipped Heinze for \$40,000 Runs Into Other Troubles.

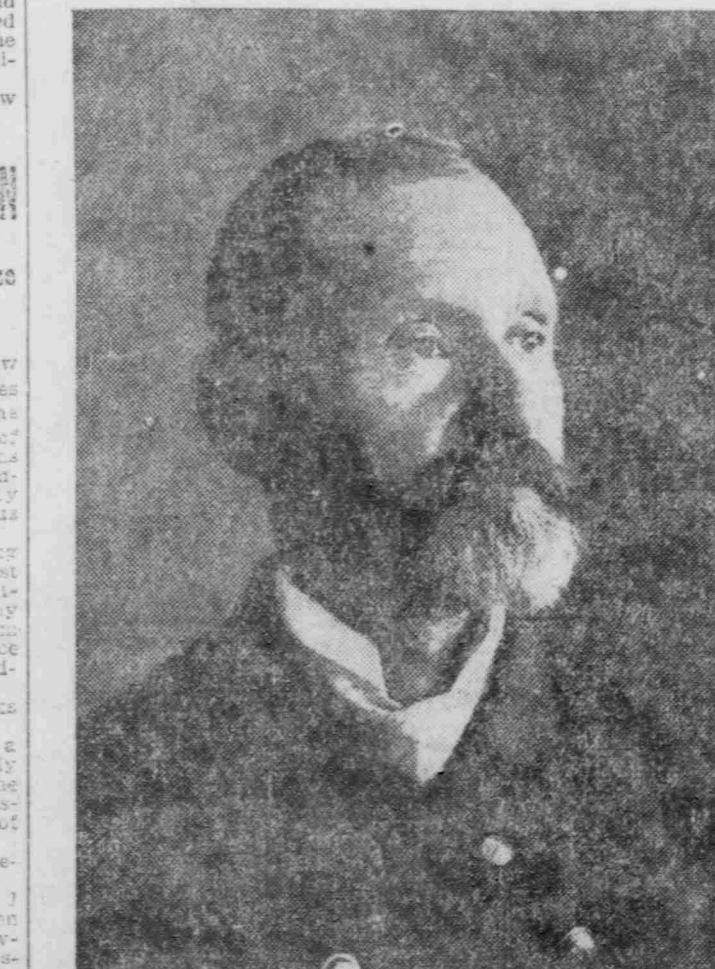
New York, Aug. 12.—There was a new arrest today in the circle of complexities surrounding young Donald Perach, the note broker, charged with the larceny of \$100,000 worth of copper stocks put up as collateral with the Windsor Trust company to secure a loan of \$250,000 made by M. M. Joyce, a broker, for F. Augustus Heinze.

W. L. Clark, a note broker, representative of Joyce, who is the complainant against Perach, was arrested in the district attorney's office, charged with the larceny of \$10,000, said to be part of profits from the sale of the stock, which Joyce supposed safe in the vaults of the Windsor Trust company.

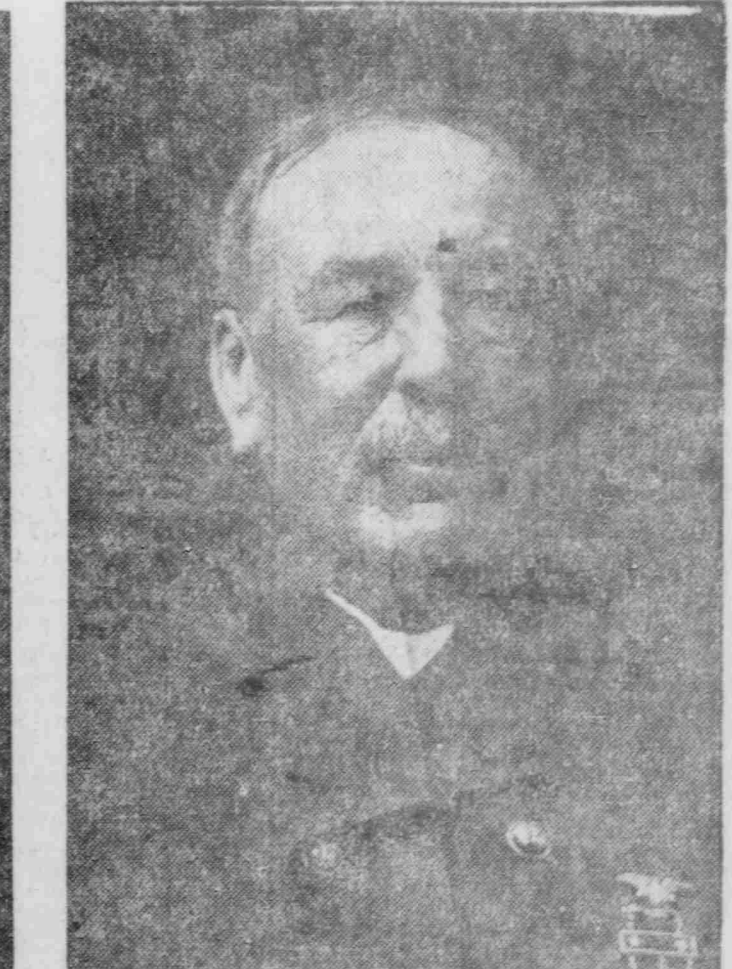
Clark's arrest is based on two checks drawn in his favor by Perach. Earlier in the day Perach, freed on a writ of habeas corpus, had been promptly re-arrested, charged this time with the specific larceny of \$10,000, which the district attorney's office sets as his share of the profit of the alleged swindle.

Perach's counsel was indignant at his arrest.

"This is the most remarkable case I ever heard of," he said. "I intend to open up the flood gates and will see that several men are swept away if I find it necessary to save this boy. He has been the tool for men higher up. He knows of the transaction. If these accusations are not withdrawn, I will give the district attorney evidence that will create a sensation in the financial world."



W. M. BOSTAPH OF OGDEN.
Elected Senior Vice Commander-in-Chief of the G. A. R.



CAPT. SAMUEL R. VAN SANT OF MINNEAPOLIS.
Newly Elected Commander-in-Chief of the G. A. R.